

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-10528-RCL

DENISE M. BARRY, JANE B.  
GREEN, LILA BROWN,  
ELIZABETH GOLDEN, ELAINE  
MESITI, MARY KANE, JUDITH  
KELLEY, PATRICIA  
MCDONOUGH

Plaintiffs,

v.

ROBERT J. MORAN, PAUL A.  
CHRISTIAN, WILLIAM  
KESSLER, WILLIAM  
HITCHCOCK, CITY OF BOSTON  
FIRE DEPARTMENT, RONALD  
KEATING, RODERICK FRASER,  
and JOHN and/or JANE DOES 1-  
50.

Defendants.

**JOINT MOTION TO EXTEND CONDUCT CLASS CERTIFICATION  
DISCOVERY DEADLINES AND STATUS CONFERENCE**

NOW COME the parties to respectfully move for an extension of time to conduct class certification discovery and an adjustment to the current class action certification schedule. As grounds for his motion, the Defendants state that:

1. The deadline for completing class certification discovery is February 15, 2007.
2. The parties have been working cooperatively to prepare the case and resolve discovery issues.
3. The parties have been actively engaging in discovery on the class certification issue. Written discovery and deposition notices have also been served.
4. However, with respect to the scheduling of depositions, counsel have unavoidable scheduling conflicts, including court appearances that

require counsel's extended absence out of state and conflicting trial dates, throughout the month of January and through the middle of February that will prevent the parties from completing these depositions and discovery by February 15, 2007.

5. Accordingly, the parties request a thirty (30) day extension for completion of class action certification discovery and respectfully request that the Court set the deadline for class action certification to March 15, 2007.
6. Additionally, the parties request that the other class action certification deadlines be adjusted and they propose the following schedule:

Class discovery deadline	3/15/2007
Status Conference	3/2/07
Motion for class certification due by	4/1/2007
Response to motion for class certification due by	4/22/07

7. Allowing this motion will not prejudice any party to the action and permitting the parties to complete class certification discovery will further the interests of justice.

WHEREFORE, the parties respectfully request that this Honorable Court allow their motion to extend time to conduct class certification discovery.

Respectfully submitted,

PLAINTIFFS DENISE M. BARRY and  
JANE B. GREEN, et. al.

DEFENDANTS WILLIAM KESSLER,  
WILLIAM HITCHCOCK, et. al.

William F. Sinnott  
Corporation Counsel

By their attorney:

By their attorney:

/s/ Thomas F. Feeney

/s/ Helen G. Litsas

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**CERTIFICATE OF SERVICE**

I hereby certify that on this day, a copy of this document was served upon all counsel of record via Electronic Filing.

1/12/07  
Date: \_\_\_\_\_

/s/ Helen G. Litsas  
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Helen G. Litsas, Esq.